

**LEGISLATIVE SERVICES AGENCY
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FISCAL IMPACT STATEMENT

LS 6633

BILL NUMBER: HB 1117

NOTE PREPARED: Jan 31, 2006

BILL AMENDED: Jan 30, 2006

SUBJECT: Environmental Law.

FIRST AUTHOR: Rep. Wolkins

FIRST SPONSOR:

BILL STATUS: 2nd Reading - 1st House

FUNDS AFFECTED: X **GENERAL**
DEDICATED
FEDERAL

IMPACT: State & Local

Summary of Legislation: (Amended) This bill eliminates the Interagency Groundwater Task Force and the municipal Waste Collection and Transportation Vehicle Registration Program operated by the Department of Environmental Management.

The bill changes reporting requirements for a person transporting solid waste in a vehicle to a final disposal facility in Indiana for disposal. The bill also makes it permissive rather than mandatory for the Solid Waste Management Board to adopt rules imposing a fee on the disposal or incineration in a final disposal facility in Indiana of solid waste generated outside Indiana.

The bill also provides that if a person enters into a contract with a consolidated city to accept the consolidated city's solid waste at a waste facility, the person may not be considered to be operating the facility.

The bill allows the board of a solid waste management district to impose a district final disposal fee of not more than \$6 a ton at a landfill that is (1) located in a county that does not zone; and (2) permitted after January 1, 2006. It requires a person to establish financial responsibility for a solid waste landfill that must be the greater of (1) \$30,000 for each acre or part of an acre covered by a solid waste landfill that is located in a county that does not zone and is permitted after January 1, 2006; or (2) an amount determined by the commissioner of the Department of Environmental Management (IDEM).

Effective Date: July 1, 2006.

Explanation of State Expenditures: The Interagency Groundwater Task Force consists of ten members, of

whom half are state employees. All members of the Task Force may be reimbursed for mileage, which was set at \$0.34 per mile as of October 2005. However, only the lay members are entitled to receive the \$50 per diem. The Task Force is required to have one meeting every four months. In CY 2005 it was scheduled to have four meetings in Indianapolis.

The Department of Environmental Management provides staff for the Task Force and would experience a decrease in administrative, per diem, and mileage reimbursement expenses if the Task Force was repealed. No appropriations were made to the Groundwater Task Force account in the state General Fund for the past three biennia.

The bill contains other provisions that conform state code to court rulings and current practice and have no fiscal impact.

Explanation of State Revenues:

Explanation of Local Expenditures: The bill provides that if a person enters into a contract with a consolidated city to accept the consolidated city's solid waste at a waste facility, the person may not be considered to be operating the facility. This provision should have no significant fiscal impact.

Explanation of Local Revenues: (Revised) The bill allows the board of a solid waste management district to impose a district final disposal fee of not more than \$6 a ton at a landfill that is located in a county that does not zone and permitted after January 1, 2006. The impact on local revenue of this proposal is unknown because current fees that are assessed by specified districts are unknown.

State Agencies Affected: Department of Environmental Management.

Local Agencies Affected: Consolidated cities.

Information Sources: Groundwater Task Force website: www.in.gov/idem/water/groups/gwtf.html; State of Indiana List of Appropriations.

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